

P23560.TD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicants : Tsuneo HIRAIDE et al.

Confirmation No. 1781
Group Art Unit: 1773

Appln. No. : 10/621,680

Examiner: Jackson, MONIQUE R

Filed : July 18, 2003

For : CALCIUM PHOSPHATE-SYNTHETIC RESIN-METAL COMPOSITE
BODY AND METHOD FOR PRODUCTION THEREOF

TERMINAL DISCLAIMER

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Your petitioner, PENTAX Corporation, a corporation organized and existing under the laws of Japan, whose business address is 36-9, Maenochō 2-Chōme, Itabashi-ku, Tokyo, Japan, represents that it is the owner of record of the entire right, title and interest of the above-identified application by virtue of an assignment recorded in the U.S. Patent and Trademark Office on November 5, 2003 at Reel 014665, Frame 0688 of U.S. Application No. 10/621,680 for Calcium Phosphate-Synthetic Resin-Metal Composite Body and Method for Production Thereof.

The undersigned representative is authorized to act on behalf of the assignee, and it is certified that to the best of the undersigned's knowledge and belief, title is in the assignee.

Your petitioner, PENTAX Corporation, hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application which

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would extend beyond the expiration date of any U.S. patent granted to copending
~~Application No. 10/615,013 and hereby agrees that any patent so granted on the~~
above-identified application shall be enforceable only for and during such period that the
legal title to said patent shall be the same as the legal title to copending Application No.
10/615,013, this agreement to run with any patent granted on the above-identified
application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above
identified application prior to the expiration date of the full statutory term as defined in 35
U.S.C. 154 to 156 and 173 as presently shortened by any terminal disclaimer of any U.S.
patent granted to copending Application No. 10/615,013 in the event that it later expires
for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily
disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims
canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to
the expiration of its full statutory term as presently shortened by any terminal disclaimer,
except for the failure of common ownership stated above.

I hereby declare that all statements made herein of my own knowledge are true,
and that all statements made on information and belief are believed to be true; and
further, that these statements are made with the knowledge that willful false statements,
and the like so made, are punishable by fine or imprisonment, or both under Section
1001, Title 18 of the United States Code, and that such willful false statements may
jeopardize the validity of the application or any patent issuing thereon.

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Respectfully submitted,

PENTAX Corporation

By: Director

Z Ohkura

Name

Zenichi Ohkura

Best Available Copy